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6 DISTINCTIVE MARBLE

7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 AZURE MANOR/RANCHO DE PAZ
HOMEOWNERS ASSOCIATION, a Nevada
residential common-interest planned community,

10 Plaintiffs,

11 —vs—

12 D.R. HORTON INC., a Delaware corporation,
13 and DOES 1-100, inclusive,

14 Defendants.

Case No.: 2:14-CV-02222-JCM-NJK

**STIPULATION AND
ORDER TO DEEM THE
SETTLEMENT AGREEMENT AND
RELEASE EXECUTED BY THIRD-
PARTY DEFENDANT DISTINCTIVE
MARBLE, INC.**

15 D.R. HORTON, INC.,

16 Third Party Plaintiff,

17 —vs—

18 ALLARD ENTERPRISES, D/B/A/ IRON
19 SPECIALISTS; AMERICAN ASPHALT &
20 GRADING COMPANY; ATRIUM DOOR
AND WINDOW COMPANY; BEBOUT
21 CONCRETE, INC.; BEL-AIR PLASTERING,
INC.; CENTRAL VALLEY INSULATION;
22 CREATIVE TOUCH INTERIORS, INC.;
DISTINCTIVE MARBLE, INC.; EFFICIENT
23 ENTERPRISES, INC. D/B/A/ EFFICIENT
ELECTRIC, INC.; GILMORE
24 CONSTRUCTION, LLC.; HARRISON
LANDSCAPE COMPANY, LLC.; MAJESTIVE
25 PLUMBING, INC.; NEVADA
LANDSCAPING, INC.; NEW CREATION
26 MASONRY, INC.; OPM, INC. D/B/A
CONSOLIDATED ROOFING; QUALITY
WOOD PRODUCTS LTD.; SILVER STATE
27 FIREPLACES, INC.; SOUTHERN NEVADA
PAVING, INC.; SUMMIT DRYWALL &
28 PAINT, LLC; SUNRISE MECHANICAL, INC.;

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SUNSTATE COMPANIES, INC. D/B/A/
SUNSTATE LANDSCAPTE; WESTERN
SHOWER DOOR; ZEPEDA BROs. PAINT &
DRYWALL LLC.; and Does 1 through 150.

Third Party Defendants.

IT IS HEREBY STIPULATED by and between Defendant/Third-Party Plaintiff D.R.
HORTON, INC. and Third Party Defendant DISTINCTIVE MARBLE, INC, that the
Settlement Agreement and Release negotiated by the parties and their counsel of record is
deemed executed by DISTINCTIVE MARBLE, INC.

This Stipulation is necessary because DISTINCTIVE MARBLE, INC. is no longer in
business and there is no representative of the corporation available to execute the Settlement
Agreement and Release.

This Stipulation is entered into in good faith, in the interests of judicial economy, and
not for the purposes of delay.

DATED this 1st day of August, 2019

DATED this 6th day of August, 2019

THE LAW OFFICES OF ERIC R. LARSEN

WOOD SMITH HENNING & BERMAN

/s/ Eric R. Larsen

/s/: Elisa Wyatt (with permission)

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DR HORTON, INC.

IT IS SO ORDERED.


UNITED STATES DISTRICT COURT JUDGE

August 13, 2019

DATED: _____